

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
:
DAVID ARCHER, :

Plaintiffs, :

-v- :

MANHATTAN AND BRONX SURFACE TRANSIT
OPERATING AUTHORITY, et al., :

Defendants. :
X

18 Civ. 9237 (PAE)


ORDER TO SHOW
CAUSE

PAUL A. ENGELMAYER, District Judge:

Plaintiff filed the complaint in this action on October 9, 2018. Dkt. 1. Defendants filed an answer on February 27, 2019. Dkt. 13. The case was then referred to mediation, which was unsuccessful. *See* Dkt. 26. On August 30, 2019, plaintiff filed a letter with the Court advising the Court that plaintiff was going to file a stipulation, upon defense counsel's review, consenting to a voluntary dismissal of the action, without prejudice. Dkt. 32. Such a stipulation was never filed, and no further filings have been made in this case. On October 7, 2020, the Court ordered a status update by October 14, 2020, as to the status of the stipulation described in plaintiff's letter. Dkt. 33. Counsel has not provided the requested status update.

It is ORDERED that if the Court does not receive any written communication from plaintiff by **November 3, 2020**, the Court will dismiss the claims against defendants without prejudice.

SO ORDERED.



Paul A. Engelmayer
United States District Judge

Dated: October 20, 2020